

***Effective 5/13/2014***

***Superseded 5/12/2015***

**17B-2a-1107 Exclusion of rural real property.**

- (1) As used in this section, "rural real property" means an area:
  - (a) zoned primarily for manufacturing, commercial, or agricultural purposes; and
  - (b) that does not include residential units with a density greater than one unit per acre.
- (2) Unless an owner gives written consent, rural real property may not be included in a municipal services district if the rural real property:
  - (a) consists of 1,500 or more contiguous acres of rural real property consisting of one or more tax parcels;
  - (b) is not contiguous to but is used in connection with rural real property that consists of 1,500 acres or more contiguous acres of real property consisting of one or more tax parcels;
  - (c) is owned, managed, or controlled by a person, company, or association, including a parent, subsidiary, or affiliate related to the owner of 1,500 or more contiguous acres of rural real property consisting of one or more tax parcels; or
  - (d) is located in whole or in part in one of the following as defined in Section 17-41-101:
    - (i) an agricultural protection area;
    - (ii) a mining protection area; or
    - (iii) an industrial protection area.